

Message Text

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ACTION NEA-06

INFO OCT-01 SS-14 ISO-00 NSC-07 NSCE-00 SCS-01 SCA-01 L-02

H-01 PRS-01 INR-10 CIAE-00 DRC-01 RSC-01 /046 W

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R 101225Z OCT 74

FM AMEMBASSY NEW DELHI

TO SECSTATE WASHDC 4436

C O N F I D E N T I A L NEW DELHI 13583

LIMDIS

FOLLOWING TEL SENT ACTIONNEW DELHI IMMEDIATE ON OCT10, 1974.
NOW REPEATED FOR YOUR INFO.

QUOTE

C O N F I D E N T I A L CALCUTTA 2163

LIMDIS

E.O. 11652: GDS

TAGS: CASC PFOR IN

SUBJ: HARCOS/FLETCHER - PROSECUTION SHOWS HIS TEETH

1. ON OCT. 8, DEFENSE LAWYERS WERE PERMITTED TO INSPECT THE DOCUMENTATION THAT PROSECUTION HAD PRESENTED TO THE COURT UP TO THAT POINT. DEFENSE LAWYER BHOSE MADE A LIST OF THESE DOCUMENTS WHILE GOING THROUGH THEM. ACCORDING TO BHOSE, HE DID THIS AFTER CONSULTATION WITH THE PRESIDING JUDGE. THE JUDGE INDICATED THAT HE WOULD FIND SUCH A LISTING USEFUL. ACCORDINGLY, BHOSE HAD HIS LIST TYPED UP AND PROVIDED COPIES TO THE PRESIDING JUDGE AS WELL AS TO THE OTHER LAWYERS INVOLVED.

2. IN RESPONSE, THE PUBLIC PROSECUTOR FILED A PETITION AGAINST BHOSE FOR HAVING TAKEN NOTES FROM THE DOCUMENTATION. THIS PETITION WAS FILED IN THE FACE OF A COMMENT MADE BY THE
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JUDGE THAT HE HAD BEEN OVER THE LIST AND FOUND IT "INNOCUOUS".

THE PETITION CALLED RATHER OMINOUSLY FOR RESERVATION OF THE RIGHT TO INSTITUTE ACTION AGAINST BHOSE.

3. BHOSE IS CONFIDENT THAT THE JUDGE WILL NOT RPT NOT SUPPORT ANY ACTION PROPOSED AGAINST HIM, BUT THE PROSECUTION'S MOVE MADE HIM A BIT NERVOUS AND NO DOUBT HE WILL BE MORE CAUTIOUS IN THE FUTURE.

4. COMMENT: ALTHOUGH I HESITATE TO REPEAT THIS CAUTION TOO OFTEN, THIS LITTLE INCIDENT SHOULD REMIND US ALL OF THE SENSITIVITY OF OUR REPORTING ON THE TRIAL PROCEEDINGS. THE PUBLIC PROSECUTOR IS SMARTING AT HIS RECENT "DEFEATS", INCLUDING A MAJOR ONE ON THE ISSUE OF OUR ACCESS, AND HE WOULD LOVE TO HAVE AN EXCUSE TO EXCLUDE US. WE WILL PLAN TO MARK REPORTING ON TRIAL PROCEEDINGS CONFIDENTIAL/ LIMDIS AND WILL ASSUME THAT EVERYONE INVOLVED, ESPECIALLY THOSE HAVING ANY DEALINGS WITH THE PRESS, WILL BE BRIEFED ON THE NEED TO PROTECT THE INFORMATION.
PICKERING UNQUOTE
MOYNIHAN

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Message Attributes

Automatic Decaptioning: Z
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: DOCUMENTS, TRIALS, ATTORNEYS
Control Number: n/a
Copy: SINGLE
Draft Date: 10 OCT 1974
Decaption Date: 28 MAY 2004
Decaption Note: 25 YEAR REVIEW
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: elyme
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
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Errors: N/A
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Handling Restrictions: n/a
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